

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Illinois Public Aid Code is amended by  
5 changing Section 10-17.6 and by adding Sections 10-9.5 and  
6 10-17.13 as follows:

7 (305 ILCS 5/10-9.5 new)

8 Sec. 10-9.5. Access to records. In any hearing, case,  
9 appeal, or other matter arising out of the provisions  
10 concerning the determination and enforcement of the support  
11 responsibility of relatives, an obligor or obligee, or their  
12 legal representatives, shall be entitled to review any case  
13 records in the possession of the Illinois Department of  
14 Healthcare and Family Services, the State Disbursement Unit, or  
15 a circuit clerk with regard to that obligor or obligee that are  
16 able to prove any matter relevant to the hearing, case, appeal,  
17 or other matter if access to the record or portion of the  
18 record is authorized by 42 U.S.C. 654.

19 (305 ILCS 5/10-17.6) (from Ch. 23, par. 10-17.6)

20 Sec. 10-17.6. Certification of ~~Past Due Support~~  
21 Information to Licensing Agencies. The Illinois Department may  
22 provide by rule for certification to any State licensing agency

1 of (i) the failure of responsible relatives to comply with  
2 subpoenas or warrants relating to paternity or child support  
3 proceedings and (ii) past due support owed by responsible  
4 relatives under a support order entered by a court or  
5 administrative body of this or any other State on behalf of  
6 resident or non-resident persons receiving child support  
7 enforcement services under Title IV, Part D of the Social  
8 Security Act. The rule shall provide for notice to and an  
9 opportunity to be heard by each responsible relative affected  
10 and any final administrative decision rendered by the  
11 Department shall be reviewed only under and in accordance with  
12 the Administrative Review Law.

13 (Source: P.A. 87-412.)

14 (305 ILCS 5/10-17.13 new)

15 Sec. 10-17.13. Vehicle immobilization and impoundment. The  
16 Illinois Department may provide by rule for certification to  
17 municipalities of past due support owed by responsible  
18 relatives under a support order entered by a court or  
19 administrative body of this or any other State on behalf of  
20 resident or non-resident persons. The purpose of certification  
21 shall be to effect collection of past due support by  
22 immobilization and impoundment of vehicles registered to  
23 responsible relatives pursuant to ordinances established by  
24 such municipalities under Section 11-1430 of the Illinois  
25 Vehicle Code.

1       The rule shall provide for notice to and an opportunity to  
2 be heard by each responsible relative affected, and any final  
3 administrative decision rendered by the Department shall be  
4 reviewed only under and in accordance with the Administrative  
5 Review Law. A responsible relative may avoid certification to a  
6 municipality for vehicle immobilization or arrange for  
7 discontinuance of vehicle immobilization and impoundment  
8 already engaged by payment of past due support or by entering  
9 into a plan for payment of past and current child support  
10 obligations in a manner satisfactory to the Illinois  
11 Department.

12       Section 10. The Illinois Vehicle Code is amended by  
13 changing Sections 6-103, 7-100, 7-701, 7-702, 7-704, 7-705,  
14 7-706, 7-707, and 7-708 and by adding Sections 7-704.1 and  
15 11-1430 as follows:

16       (625 ILCS 5/6-103) (from Ch. 95 1/2, par. 6-103)

17       Sec. 6-103. What persons shall not be licensed as drivers  
18 or granted permits. The Secretary of State shall not issue,  
19 renew, or allow the retention of any driver's license nor issue  
20 any permit under this Code:

21           1. To any person, as a driver, who is under the age of  
22 18 years except as provided in Section 6-107, and except  
23 that an instruction permit may be issued under Section  
24 6-107.1 to a child who is not less than 15 years of age if

1 the child is enrolled in an approved driver education  
2 course as defined in Section 1-103 of this Code and  
3 requires an instruction permit to participate therein,  
4 except that an instruction permit may be issued under the  
5 provisions of Section 6-107.1 to a child who is 17 years  
6 and 9 months of age without the child having enrolled in an  
7 approved driver education course and except that an  
8 instruction permit may be issued to a child who is at least  
9 15 years and 6 months of age, is enrolled in school, meets  
10 the educational requirements of the Driver Education Act,  
11 and has passed examinations the Secretary of State in his  
12 or her discretion may prescribe;

13 2. To any person who is under the age of 18 as an  
14 operator of a motorcycle other than a motor driven cycle  
15 unless the person has, in addition to meeting the  
16 provisions of Section 6-107 of this Code, successfully  
17 completed a motorcycle training course approved by the  
18 Illinois Department of Transportation and successfully  
19 completes the required Secretary of State's motorcycle  
20 driver's examination;

21 3. To any person, as a driver, whose driver's license  
22 or permit has been suspended, during the suspension, nor to  
23 any person whose driver's license or permit has been  
24 revoked, except as provided in Sections 6-205, 6-206, and  
25 6-208;

26 4. To any person, as a driver, who is a user of alcohol

1 or any other drug to a degree that renders the person  
2 incapable of safely driving a motor vehicle;

3 5. To any person, as a driver, who has previously been  
4 adjudged to be afflicted with or suffering from any mental  
5 or physical disability or disease and who has not at the  
6 time of application been restored to competency by the  
7 methods provided by law;

8 6. To any person, as a driver, who is required by the  
9 Secretary of State to submit an alcohol and drug evaluation  
10 or take an examination provided for in this Code unless the  
11 person has successfully passed the examination and  
12 submitted any required evaluation;

13 7. To any person who is required under the provisions  
14 of the laws of this State to deposit security or proof of  
15 financial responsibility and who has not deposited the  
16 security or proof;

17 8. To any person when the Secretary of State has good  
18 cause to believe that the person by reason of physical or  
19 mental disability would not be able to safely operate a  
20 motor vehicle upon the highways, unless the person shall  
21 furnish to the Secretary of State a verified written  
22 statement, acceptable to the Secretary of State, from a  
23 competent medical specialist to the effect that the  
24 operation of a motor vehicle by the person would not be  
25 inimical to the public safety;

26 9. To any person, as a driver, who is 69 years of age

1 or older, unless the person has successfully complied with  
2 the provisions of Section 6-109;

3 10. To any person convicted, within 12 months of  
4 application for a license, of any of the sexual offenses  
5 enumerated in paragraph 2 of subsection (b) of Section  
6 6-205;

7 11. To any person who is under the age of 21 years with  
8 a classification prohibited in paragraph (b) of Section  
9 6-104 and to any person who is under the age of 18 years  
10 with a classification prohibited in paragraph (c) of  
11 Section 6-104;

12 12. To any person who has been either convicted of or  
13 adjudicated under the Juvenile Court Act of 1987 based upon  
14 a violation of the Cannabis Control Act, the Illinois  
15 Controlled Substances Act, or the Methamphetamine Control  
16 and Community Protection Act while that person was in  
17 actual physical control of a motor vehicle. For purposes of  
18 this Section, any person placed on probation under Section  
19 10 of the Cannabis Control Act, Section 410 of the Illinois  
20 Controlled Substances Act, or Section 70 of the  
21 Methamphetamine Control and Community Protection Act shall  
22 not be considered convicted. Any person found guilty of  
23 this offense, while in actual physical control of a motor  
24 vehicle, shall have an entry made in the court record by  
25 the judge that this offense did occur while the person was  
26 in actual physical control of a motor vehicle and order the

1 clerk of the court to report the violation to the Secretary  
2 of State as such. The Secretary of State shall not issue a  
3 new license or permit for a period of one year;

4 13. To any person who is under the age of 18 years and  
5 who has committed the offense of operating a motor vehicle  
6 without a valid license or permit in violation of Section  
7 6-101;

8 14. To any person who is 90 days or more delinquent in  
9 court ordered child support payments or has been  
10 adjudicated in arrears in an amount equal to 90 days'  
11 obligation or more and who has been found in contempt of  
12 court for failure to pay the support, subject to the  
13 requirements and procedures of Article VII of Chapter 7 of  
14 the Illinois Vehicle Code;

15 14.5. To any person certified by the Illinois  
16 Department of Healthcare and Family Services as being 90  
17 days or more delinquent in payment of support under an  
18 order of support entered by a court or administrative body  
19 of this or any other State, subject to the requirements and  
20 procedures of Article VII of Chapter 7 of this Code  
21 regarding those certifications;

22 15. To any person released from a term of imprisonment  
23 for violating Section 9-3 of the Criminal Code of 1961 or a  
24 similar provision of a law of another state relating to  
25 reckless homicide or for violating subparagraph (F) of  
26 paragraph (1) of subsection (d) of Section 11-501 of this

1 Code relating to aggravated driving under the influence of  
2 alcohol, other drug or drugs, intoxicating compound or  
3 compounds, or any combination thereof, if the violation was  
4 the proximate cause of a death, within 24 months of release  
5 from a term of imprisonment;

6 16. To any person who, with intent to influence any act  
7 related to the issuance of any driver's license or permit,  
8 by an employee of the Secretary of State's Office, or the  
9 owner or employee of any commercial driver training school  
10 licensed by the Secretary of State, or any other individual  
11 authorized by the laws of this State to give driving  
12 instructions or administer all or part of a driver's  
13 license examination, promises or tenders to that person any  
14 property or personal advantage which that person is not  
15 authorized by law to accept. Any persons promising or  
16 tendering such property or personal advantage shall be  
17 disqualified from holding any class of driver's license or  
18 permit for 120 consecutive days. The Secretary of State  
19 shall establish by rule the procedures for implementing  
20 this period of disqualification and the procedures by which  
21 persons so disqualified may obtain administrative review  
22 of the decision to disqualify; or

23 17. To any person for whom the Secretary of State  
24 cannot verify the accuracy of any information or  
25 documentation submitted in application for a driver's  
26 license.

1           The Secretary of State shall retain all conviction  
2 information, if the information is required to be held  
3 confidential under the Juvenile Court Act of 1987.

4           (Source: P.A. 93-174, eff. 1-1-04; 93-712, eff. 1-1-05; 93-783,  
5 eff. 1-1-05; 93-788, eff. 1-1-05; 93-895, eff. 1-1-05; 94-556,  
6 eff. 9-11-05.)

7           (625 ILCS 5/7-100) (from Ch. 95 1/2, par. 7-100)

8           Sec. 7-100. Definition of words and phrases.

9           Notwithstanding the definitions set forth in Chapter 1, for the  
10 purposes of this Chapter, the following words shall have the  
11 following meanings ascribed to them:

12           Administrative order of support. An order for the support  
13 of dependent children issued by an administrative body of this  
14 or any other State.

15           Administrator. The Department of Transportation.

16           Arrearage. The total amount of unpaid support obligations.

17           Authenticated document. A document from a court which  
18 contains a court stamp, showing it is filed with the court, or  
19 notarized, or is certified by the custodian of the original.

20           Compliance with a court order of support. The support  
21 obligor is no more than an amount equal to 90 days obligation  
22 in arrears in making payments in full for current support, or  
23 in making periodic payments on a support arrearage as  
24 determined by a court.

25           Court order of support. A judgment order for the support of

1 dependent children issued by a court of this State, including a  
2 judgment of dissolution of marriage. With regard to a  
3 certification by the Department of Healthcare and Family  
4 Services under subsection (c) of Section 7-702, the term "court  
5 order of support" shall include an order of support entered by  
6 a court of this or any other State.

7 Driver's license. A license or permit to operate a motor  
8 vehicle in the State, including the privilege of a person to  
9 drive a motor vehicle whether or not the person holds a valid  
10 license or permit.

11 Family financial responsibility driving permit. A permit  
12 granting limited driving privileges for employment or medical  
13 purposes following a suspension of driving privileges under the  
14 Family Financial Responsibility Law. This permit is valid only  
15 after the entry of a court order granting the permit and  
16 issuance of the permit by the Secretary of State's Office. An  
17 individual's driving privileges must be valid except for the  
18 family financial responsibility suspension in order for this  
19 permit to be issued. In order to be valid, the permit must be  
20 in the immediate possession of the driver to whom it is issued.

21 Judgment. A final judgment of any court of competent  
22 jurisdiction of any State, against a person as defendant for  
23 damages on account of bodily injury to or death of any person  
24 or damages to property resulting from the operation of any  
25 motor vehicle.

26 Obligor. The individual who owes a duty to make payments

1 under a court order of support.

2 Obligee. The individual or other legal entity to whom a  
3 duty of support is owed through a court order of support or the  
4 individual's legal representatives.

5 (Source: P.A. 89-92, eff. 7-1-96; 90-89, eff. 1-1-98.)

6 (625 ILCS 5/7-701)

7 Sec. 7-701. Findings and purpose. The General Assembly  
8 finds that the timely receipt of adequate financial support has  
9 the effect of reducing poverty and State expenditures for  
10 welfare dependency among children, and that the timely payment  
11 of adequate child support demonstrates financial  
12 responsibility. Further, the General Assembly finds that the  
13 State has a compelling interest in ensuring that drivers within  
14 the State demonstrate financial responsibility, including  
15 family financial responsibility, in order to safely own and  
16 operate a motor vehicle. To this end, the Secretary of State is  
17 authorized to establish systems to suspend driver's licenses  
18 for failure to comply with court and administrative orders of  
19 support.

20 (Source: P.A. 91-613, eff. 7-1-00.)

21 (625 ILCS 5/7-702)

22 Sec. 7-702. Suspension of driver's license for failure to  
23 comply with order to pay ~~child~~ support.

24 (a) The Secretary of State shall suspend the driver's

1 license issued to an obligor upon receiving an authenticated  
2 report provided for in subsection (a) of Section 7-703, that  
3 the person is 90 days or more delinquent in court ordered child  
4 support payments or has been adjudicated in arrears in an  
5 amount equal to 90 days obligation or more, and has been found  
6 in contempt by the court for failure to pay the support.

7 (b) The Secretary of State shall suspend the driver's  
8 license issued to an obligor upon receiving an authenticated  
9 document provided for in subsection (b) of Section 7-703, that  
10 the person has been adjudicated in arrears in court ordered  
11 child support payments in an amount equal to 90 days obligation  
12 or more, but has not been held in contempt of court, and that  
13 the court has ordered that the person's driving privileges be  
14 suspended. The obligor's driver's license shall be suspended  
15 until such time as the Secretary of State receives  
16 authenticated documentation that the obligor is in compliance  
17 with the court order of support. When the obligor complies with  
18 the court ordered child support payments, the circuit court  
19 shall report the obligor's compliance with the court order of  
20 support to the Secretary of State, on a form prescribed by the  
21 Secretary of State, and shall order that the obligor's driver's  
22 license be reinstated.

23 (c) The Secretary of State shall suspend a driver's license  
24 upon certification by the Illinois Department of Healthcare and  
25 Family Services, in a manner and form prescribed by the  
26 Illinois Secretary of State, that the person licensed is 90

1 days or more delinquent in payment of support under an order of  
2 support issued by a court or administrative body of this or any  
3 other State. The Secretary of State may reinstate the person's  
4 driver's license if notified by the Department of Healthcare  
5 and Family Services that the person has paid the support  
6 delinquency in full or has arranged for payment of the  
7 delinquency and current support obligation in a manner  
8 satisfactory to the Department of Healthcare and Family  
9 Services.

10 (Source: P.A. 91-613, eff. 7-1-00.)

11 (625 ILCS 5/7-704)

12 Sec. 7-704. Suspension to continue until compliance with  
13 court order of support.

14 (a) The suspension of a driver's license shall remain in  
15 effect unless and until the Secretary of State receives  
16 authenticated documentation that the obligor is in compliance  
17 with a court order of support or that the order has been stayed  
18 by a subsequent order of the court. Full driving privileges  
19 shall not be issued by the Secretary of State until  
20 notification of compliance has been received from the court.  
21 The circuit clerks shall report the obligor's compliance with a  
22 court order of support to the Secretary of State, on a form  
23 prescribed by the Secretary.

24 (b) Whenever, after one suspension of an individual's  
25 driver's license for failure to pay child support, another

1 order of non-payment is entered against the obligor and the  
2 person fails to come into compliance with the court order of  
3 support, then the Secretary shall again suspend the driver's  
4 license of the individual and that suspension shall not be  
5 removed unless the obligor is in full compliance with the court  
6 order of support and has made full payment on all arrearages.

7 (c) Section 7-704.1, and not this Section, governs the  
8 duration of a driver's license suspension if the suspension  
9 occurs as the result of a certification by the Illinois  
10 Department of Healthcare and Family Services under subsection  
11 (c) of Section 7-702.

12 (Source: P.A. 89-92, eff. 7-1-96.)

13 (625 ILCS 5/7-704.1 new)

14 Sec. 7-704.1. Duration of driver's license suspension upon  
15 certification of Department of Healthcare and Family Services.

16 (a) When a suspension of a driver's license occurs as the  
17 result of a certification by the Illinois Department of  
18 Healthcare and Family Services under subsection (c) of Section  
19 7-702, the suspension shall remain in effect until the  
20 Secretary of State receives notification from the Department  
21 that the person whose license was suspended has paid the  
22 support delinquency in full or has arranged for payment of the  
23 delinquency and current support obligation in a manner  
24 satisfactory to the Department.

25 (b) Whenever, after one suspension of an individual's

1 driver's license based on certification of the Department of  
2 Healthcare and Family Services, another certification is  
3 received from the Department of Healthcare and Family Services,  
4 the Secretary shall again suspend the driver's license of that  
5 individual and that suspension shall not be removed unless the  
6 obligor is in full compliance with the order of support and has  
7 made full payment on all arrearages.

8 (625 ILCS 5/7-705)

9 Sec. 7-705. Notice. The Secretary of State, prior to  
10 suspending a driver's license under this Chapter, shall serve  
11 written notice upon an obligor that the individual's driver's  
12 license will be suspended in 60 days from the date on the  
13 notice unless (i) the obligor satisfies the court order of  
14 support and the circuit clerk notifies the Secretary of State  
15 of this compliance or (ii) if the Illinois Department of  
16 Healthcare and Family Services has made a certification to the  
17 Secretary of State under subsection (c) of Section 7-702, the  
18 Department notifies the Secretary of State that the person  
19 licensed has paid the support delinquency in full or has  
20 arranged for payment of the delinquency and current support  
21 obligation in a manner satisfactory to the Department.

22 (Source: P.A. 89-92, eff. 7-1-96.)

23 (625 ILCS 5/7-706)

24 Sec. 7-706. Administrative hearing. A driver may contest

1 this driver's license sanction by requesting an administrative  
2 hearing in accordance with Section 2-118 of this Code. If a  
3 written request for this hearing is received prior to the  
4 effective date of the suspension, the suspension shall be  
5 stayed. If a stay of the suspension is granted, it shall remain  
6 in effect until a hearing decision is entered. At the  
7 conclusion of this hearing, the Secretary of State may rescind  
8 or impose the driver's license suspension. If the suspension is  
9 upheld, it shall become effective 10 days from the date the  
10 hearing decision is entered. If the decision is to rescind the  
11 suspension, no suspension of driving privileges shall be  
12 entered. The scope of this hearing shall be limited to the  
13 following issues:

14 (a) Whether the driver is the person who owes a duty to  
15 make payments under obligor covered by the court or  
16 administrative order of support.

17 (b) Whether (i) the authenticated document of a court order  
18 of support indicates that the obligor is 90 days or more  
19 delinquent or has been adjudicated in arrears in an amount  
20 equal to 90 days obligation or more and has been found in  
21 contempt of court for failure to pay child support or (ii) the  
22 certification of the Illinois Department of Healthcare and  
23 Family Services under subsection (c) of Section 7-702 indicates  
24 that the person is 90 days or more delinquent in payment of  
25 support under an order of support issued by a court or  
26 administrative body of this or any other State.

1 (c) Whether (i) a superseding authenticated document of any  
2 court order of support has been entered or (ii) the Illinois  
3 Department of Healthcare and Family Services, in a superseding  
4 notification, has informed the Secretary of State that the  
5 person certified under subsection (c) of Section 7-702 has paid  
6 the support delinquency in full or has arranged for payment of  
7 the delinquency and current support obligation in a manner  
8 satisfactory to the Department.

9 (Source: P.A. 89-92, eff. 7-1-96.)

10 (625 ILCS 5/7-707)

11 Sec. 7-707. Payment of reinstatement fee. When a person ~~an~~  
12 ~~obligor~~ receives notice from the Secretary of State that the  
13 suspension of driving privileges has been terminated based upon  
14 (i) receipt of notification from the circuit clerk of the  
15 person's ~~obligor's~~ compliance as obligor with a court order of  
16 support or (ii) receipt of notification from the Illinois  
17 Department of Healthcare and Family Services that the person  
18 whose driving privileges were terminated has paid the  
19 delinquency in full or has arranged for payment of the  
20 delinquency and the current support obligation in a manner  
21 satisfactory to the Department (in a case in which the person's  
22 driving privileges were suspended upon a certification by the  
23 Department under subsection (c) of Section 7-702), the obligor  
24 shall pay a \$70 reinstatement fee to the Secretary of State as  
25 set forth in Section 6-118 of this Code. \$30 of the \$70 fee

1 shall be deposited into the Family Responsibility Fund. In  
2 accordance with subsection (e) of Section 6-115 of this Code,  
3 the Secretary of State may decline to process a renewal of a  
4 driver's license of a person who has not paid this fee.

5 (Source: P.A. 92-16, eff. 6-28-01; 93-32, eff. 1-1-04.)

6 (625 ILCS 5/7-708)

7 Sec. 7-708. Rules. The Secretary of State, using the  
8 authority to license motor vehicle operators, may adopt such  
9 rules as may be necessary to establish standards, policies, and  
10 procedures for the suspension of driver's licenses for  
11 non-compliance with a court or administrative order of support.

12 (Source: P.A. 89-92, eff. 7-1-96.)

13 (625 ILCS 5/11-1430 new)

14 Sec. 11-1430. Vehicle immobilization and impoundment upon  
15 certification of the Department of Healthcare and Family  
16 Services. Any municipality may provide by ordinance for a  
17 program of vehicle immobilization and impoundment in cases in  
18 which the Department of Healthcare and Family Services has  
19 certified to the municipality under Section 10-17.13 of the  
20 Illinois Public Aid Code that the registered owner of a vehicle  
21 owes past due support. The program shall provide for  
22 immobilization of any eligible vehicle upon the public way by  
23 presence of a restraint in a manner to prevent operation of the  
24 vehicle and for subsequent towing and impoundment of such

1 vehicle solely upon the certification of past due support by  
2 the Department of Healthcare and Family Services. Further  
3 process, hearings, or redetermination of the past due support  
4 by the municipality shall not be required under the ordinance.  
5 The ordinance shall provide that the municipality may terminate  
6 immobilization and impoundment of the vehicle if the registered  
7 owner has arranged for payment of past and current support  
8 obligations in a manner satisfactory to the Department of  
9 Healthcare and Family Services.

10 Section 15. The Income Withholding for Support Act is  
11 amended by changing Section 15 as follows:

12 (750 ILCS 28/15)

13 Sec. 15. Definitions.

14 (a) "Order for support" means any order of the court which  
15 provides for periodic payment of funds for the support of a  
16 child or maintenance of a spouse, whether temporary or final,  
17 and includes any such order which provides for:

18 (1) modification or resumption of, or payment of  
19 arrearage, including interest, accrued under, a previously  
20 existing order;

21 (2) reimbursement of support;

22 (3) payment or reimbursement of the expenses of  
23 pregnancy and delivery (for orders for support entered  
24 under the Illinois Parentage Act of 1984 or its predecessor

1 the Paternity Act); or

2 (4) enrollment in a health insurance plan that is  
3 available to the obligor through an employer or labor union  
4 or trade union.

5 (b) "Arrearage" means the total amount of unpaid support  
6 obligations, including interest, as determined by the court and  
7 incorporated into an order for support.

8 (b-5) "Business day" means a day on which State offices are  
9 open for regular business.

10 (c) "Delinquency" means any payment, including a payment of  
11 interest, under an order for support which becomes due and  
12 remains unpaid after entry of the order for support.

13 (d) "Income" means any form of periodic payment to an  
14 individual, regardless of source, including, but not limited  
15 to: wages, salary, commission, compensation as an independent  
16 contractor, workers' compensation, disability, annuity,  
17 pension, and retirement benefits, lottery prize awards,  
18 insurance proceeds, vacation pay, bonuses, profit-sharing  
19 payments, severance pay, interest, and any other payments, made  
20 by any person, private entity, federal or state government, any  
21 unit of local government, school district or any entity created  
22 by Public Act; however, "income" excludes:

23 (1) any amounts required by law to be withheld, other  
24 than creditor claims, including, but not limited to,  
25 federal, State and local taxes, Social Security and other  
26 retirement and disability contributions;

1 (2) union dues;

2 (3) any amounts exempted by the federal Consumer Credit  
3 Protection Act;

4 (4) public assistance payments; and

5 (5) unemployment insurance benefits except as provided  
6 by law.

7 Any other State or local laws which limit or exempt income  
8 or the amount or percentage of income that can be withheld  
9 shall not apply.

10 (e) "Obligor" means the individual who owes a duty to make  
11 payments under an order for support.

12 (f) "Obligee" means the individual to whom a duty of  
13 support is owed or the individual's legal representative.

14 (g) "Payor" means any payor of income to an obligor.

15 (h) "Public office" means any elected official or any State  
16 or local agency which is or may become responsible by law for  
17 enforcement of, or which is or may become authorized to  
18 enforce, an order for support, including, but not limited to:  
19 the Attorney General, the Illinois Department of Healthcare and  
20 Family Services ~~Public Aid~~, the Illinois Department of Human  
21 Services, the Illinois Department of Children and Family  
22 Services, and the various State's Attorneys, Clerks of the  
23 Circuit Court and supervisors of general assistance.

24 (i) "Premium" means the dollar amount for which the obligor  
25 is liable to his employer or labor union or trade union and  
26 which must be paid to enroll or maintain a child in a health

1 insurance plan that is available to the obligor through an  
2 employer or labor union or trade union.

3 (j) "State Disbursement Unit" means the unit established to  
4 collect and disburse support payments in accordance with the  
5 provisions of Section 10-26 of the Illinois Public Aid Code.

6 (k) "Title IV-D Agency" means the agency of this State  
7 charged by law with the duty to administer the child support  
8 enforcement program established under Title IV, Part D of the  
9 Social Security Act and Article X of the Illinois Public Aid  
10 Code.

11 (l) "Title IV-D case" means a case in which an obligee or  
12 obligor is receiving child support enforcement services under  
13 Title IV, Part D of the Social Security Act and Article X of  
14 the Illinois Public Aid Code.

15 (m) "National Medical Support Notice" means the notice  
16 required for enforcement of orders for support providing for  
17 health insurance coverage of a child under Title IV, Part D of  
18 the Social Security Act, the Employee Retirement Income  
19 Security Act of 1974, and federal regulations promulgated under  
20 those Acts.

21 (n) "Employer" means a payor or labor union or trade union  
22 with an employee group health insurance plan and, for purposes  
23 of the National Medical Support Notice, also includes but is  
24 not limited to:

25 (1) any State or local governmental agency with a group  
26 health plan; and

1           (2) any payor with a group health plan or "church plan"  
2           covered under the Employee Retirement Income Security Act  
3           of 1974.

4           (Source: P.A. 94-90, eff. 1-1-06; revised 12-15-05.)

5           Section 99. Effective date. This Act takes effect upon  
6           becoming law.